

UNITED STATES DISTRICT COURT

for the

Western District of North Carolina

United States of America

v.

James Fitzgerald Bellamy

Date of Previous Judgment: 12/21/04
(Use Date of Last Amended Judgment if Applicable)

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Case No: 5:99CR71

USM No: 15153-058

Norman Butler

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months **is reduced to** _____.

REASON FOR DECISION:

In the Court's discretion, the sentence of the Defendant will not be reduced due given Defendant's significant criminal history and his supervisory role in a violent drug conspiracy. See 18 U.S.C. § 3553(a)(1) and 18 U.S.C. § 3553(a)(2)(B) and (C).

IT IS SO ORDERED.

Signed: March 16, 2009



Richard L. Voorhees
United States District Judge

